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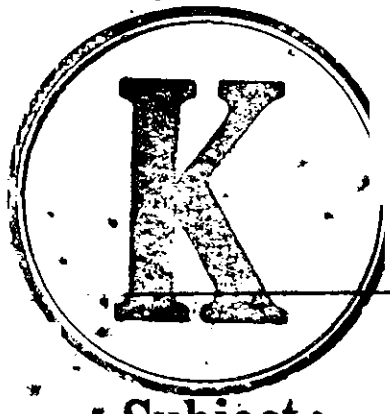

Legal **DEPARTMENT**

B **BRANCH**

Subject:—

Rules and Notifications under Indian Registration Act; 1908

C O N T E N T S.

Legal Department File No. Regis II/48.

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4.	-	4716 / 17-5-48	Draft Erratum in G.N.R.D. No. 1940/24 of 1-11-40	9-11
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8.	-	9720 / 18-10-48	Draft Erratum in G.N.R.D. No.1940/24of 1-11-40	23-25
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13.	17310 / B17-12-48	—	G.R.R.D.No. 9922/39 / 16-12-48 re: Registration Sub-Registry Office, Khalapur, Discontinuance of	49-5

M.R.D.-
22-5-56
C.5

2615 — K.S.R. 2615

NOTIFICATION
Revenue Department,
Bombay Castle, January 1948.

The Indian Registration Act, XVI of 1908.

No. 2720/45. The following amendment in the Bombay Registration Rules, 1946made by the Inspector General of Registration for the Province of Bombay, in exercise of the powers conferred upon him by section 69 of the Indian Registration Act, 1908(XVI of 1908) in its application to the Province of Bombay having been approved by the Government of Bombay is hereby published for general information, namely :

In rule 4, of the said rules for the words "In the districts of Belgaum, Kanara, Dharwar and Bijapur - English, Marathi and Kannada" the following shall be substituted, namely :

"In the sub-districts of Belgaum, Athani, Chikodi, Hipani and Khanapur in Belgaum district and in the sub-district of Bijapur in Bijapur district, English, Kannada and Marathi.

In the districts of Dharwar, Kanara and Bijapur (except the sub-district of Bijapur) and in the sub-districts of Mudsri, Gokak, Sampgaon and parasgad in Belgaum District - English and Kannada."

By order of the Governor of Bombay,

Secretary to Government

M.R.D.
21-1-48
D.4

Office of the R.L.A.

Section 69(1)(b) of the Indian Registration Act, 1908, empowers the Inspector General to make rules declaring what languages shall be deemed to be commonly used in each district. Under section 19, if any document presented for registration is in a language which the registering officer does not understand and which is not commonly used in the district, he shall refuse to register the document, unless the document is accompained by a true translation into a language commonly used in the district and also by a true copy. The Act contemplates languages being declared with reference to a district and not with reference to a sub-district in any district. Districts and subdistricts, are quite distinct units under the Act : (see section 2(3) and section 5). Section 69(1)(b) does not empower the Inspector General to make rules as to what languages shall be deemed to be commonly used in a sub-district of a district. In order to carry out the proposal of the Inspector General, it will be necessary to read in clause(b) of section 69(1) the words " or sub-district" which are at present absent. The proposal of the Inspector General of Registration is not therefore legally feasible.

Sd/- P.M.L.
23-1

Remembrancer of Legal Affairs.

U.O. to R.D. No. 942 dated the 28th January 1948.

R.L.D.
21-5-48
C.J.

Office of the R.L.A.

A revised draft erratum is sent herewith.

Sd/- K.J.P.

For Remembrancer of Legal Affairs.

U.O. No R.D. No. 4716 dated the the 17th May 1948.

M.R.D.
21-5-48
C.A

E R R A T U M.

Revenue Department,

Bombay Castle, 1948.

Indian Registration Act, 1908.

No. .- In the second Schedule to Government Notification in the Revenue Department, No. 1940/24, dated the 1st November 1940, following entries appearing in column 3 against the sub-district of Peint Mahal in the district of South shall be deleted, namely:-

*	(144)	Delharmal
*	(145)	Seremal
*	(146)	Nachi
*	(147)	Nahatmal
*	(148)	Mensli
*	(149)	Kund
*	(150)	Madaki
*	(151)	Kahandulpada
*	(158)	Ubaryada.
*	(162)	Gundebol.
*	(182)	Shambharmatha.
*	(188)	Matiakade
*	(199)	Kumarti
*	(203)	Kati Demada.
*	(204)	Kumbhe.
*	(272)	Dudhawargan.
*	(289)	Kapata
*	(334)	Bhokarchayda.
*	(353)	Varambha."

By order of the Governor of Bombay

Secretary to Government.

N.R.D.
21-5-56
C.4

Local Government.

A revised draft notification is sent herewith.

Sd/- J.R.D.
7-7

Additional Secretary to Government.

U.O. to R.D., No. 6258, dated the 5th July 1962.

H.R.D -
21-5-56
C.4

NOTIFICATIONS.

REVENUE DEPARTMENT.

BOMBAY CASTLE, JUNE 1943.

Indian Registration Act, 1908.

No. 4881/39(a) : In exercise of the powers conferred by section 5 of the Indian Registration Act, 1908(XVI of 1908), the Government of Bombay is pleased, with effect from 1st August 1943, to amend Government Notification in the Revenue Department, No. 1940/24, dated the 1st November 1940, as follows, namely:-

In the Second Schedule annexed to the said notification, against the Ahmednagar district -(a) in column 3, against the sub-district of Rahata, for the entries "(16) Nandur Khurd," "(16) Nandur Budruk " and " (33) Ranjan Khol" the entries "(15) Adgaon Khurd," "(16) Adgaon Budruk" and "(33) Pimpri Nirmal" shall respectively be substituted; and (b) in column 3 against the sub-district of Belapur for the entires "(56) Pimpri Nirmal," "(60) Adgaon Budruk " and "(61) Adgaon Khurd" the entires "(56) Panjan Khol," "(60) Nandur Khurd" and "(61) Nandur B Budruk" shall respectively be substituted.

By order of the Governor of Bombay,

Secretary to Government.

M.R.D.-
21-5-56
C.4

Legal Department.

The two draft notifications at P, 11 ante, as amended, are in order.

2, There is no entry relating to "Bombay" either in the first Schedule or the Second Schedule to the G.N.R.D. No. 1940/24, dated the 1st November 1940 as stated in the R.D. draft. That entry relates to revenue districts under the Bombay Land Revenue Code to be formed into registration districts. As the City of Bombay is not governed by the Bombay Land Revenue Code, ~~it is not included~~ it is not included in the said notification. G.N.R.D. No. 1940/24, dated the 19th November 1941 which forms a district and sub-district in Bombay is a separate notification and does not amend the former notification for the purpose. Perhaps R.D. has wrongly presumed that the entry relating to "Bombay" has been added by the notification.

Ed/- J.R.D.
5-8

Additional Secretary to Government.

U.R.to R.D., No. 7449, dated the 6th August 1943.

H.R.D. -
21-5-56
C.4

~~NOTIFICATION~~

REVENUE DEPARTMENT,

BOMBAY CASTLE, 1948.

Indian Registration Act, 1908.

No. 6775/45 (a).- In exercise of the powers conferred by section 5 of the Indian Registration Act, 1908(XVI of 1908), the Government of Bombay is pleased with effect from August 1948 to amend Government Notification, in the Revenue Department, No.1340/24, dated 1st November 1940 as follows, namely :

I. In the First Schedule annexed to the said notification :-

(i) in column 1 thereof, after the entry "20 Kanara" the new entry"21 Dangs" shall be inserted, and

(ii) in column 2 thereof, against the new entry "21 Dangs"so inserted thes entry "Dangs" shall be inserted.

II. In the Second Schedule annexed to the said notification :-

(i) in column 1 thereof the new entry "Dangs" shall be added at the end,

(ii) in column 2 thereof- against the new entry "Dangs" so inserted, the new entry "Dangs" shall be inserted, and

(iii) in olumn 3 thereof - against the new entry "Dangs" so inserted the words "Co-extensive with the Revenue Taluka of Dangs" shall be inserted.

No. 6775/45(b).- In exercise of the powers conferred by sub-section(1) of section 7 of the Indian Registration Act, 1908 (XVI of 1908), the Government of Bombay is pleased to establish with effect from August 1948 the office of the District Registrar at Ahwa in the district of Dangs and the office of the sub-Registrar at Ahwa in the registration sub-district of Dangs in the said district.

M.R.D.
21-5-56
C.A.

By order of the Governor of Bombay

Sd/- V.N. SARDESAI,

Secretary to Government.

Published in Part IV-A of the Bombay Government Gazettee :

To be returned with 68 copied of the notification.

Secretary to Government
Sd/-
19-7-48

Revenue Department,

Bombay Castle, October 1948.

ERRATUM.

No. .- In the Second Schedule to Government Notification in the Revenue Department No. 1940/24, dated the 1st November 1940, the entry"(24) Path Narayan" appearing in column 3 against the registration sub-district of Purandhar in the District of Poona shall be deleted.

By order of the Governor of Bombay.

Secretary to Government.

M.R.D.:
21-5-96
C.4

Legal Department.

By the amalgamation of village "Peth Narayan" in the village of Pur the limits of the registration sub-district of Purandhar are not altered. It is not therefore necessary to notify the amalgamation of the two villages under sub-section(2) of section 5 of the Registration Act, 1908. Under sub-section(3) of section 5 every such notification altering the limits of a sub-district is to come into force on such day after the date of the notification as is therein mentioned. Since the amalgamation of the two villages does not involve alteration of boundaries no formal notification in compliance with sub-sections(2)and (3) of section 5 of the Act is necessary. A mere erratum will do.

2. A requisite draft erratum is sent herewith.

Sd/- J.R.D.
16-10

Additional Secretary to Government.

M.R.D.
21-5-56
N.4

U.R.to R.D., No. 9720 dated, 18th October 1948.

Legal Department.

A revised draft erratum is sent herewith.

Sd/- J.R.D.
30-4

Additional Secretary to Government.

U.R. to R.D., No. 11290 ,dated the 30th November 1948.

M.R.D. -
21-5-56
C.4

ERRATUM.

Revenue Department,
Bombay Castle, 1948.

No. 2720/45 .- In the Bombay Registration Rules,1946, Published in Government Notification in the Revenue Department, No.2720/45, dated the 1st October 1946 -

(i) in rule 40, in the form of endorsement in sub-rule(1)

for the words "Registrar / Sub-Registrar"

substitute the words "Registrar / Sub-Registrar " of ....."

(ii) in rule 42, after the words "parts of the document" insert the words " by the number of lines in the docume and

(iii) in rul 50, for the words "to be identified" substitute the words "Person to be identified."

By order of the Governor of Bombay

[illegible] Government.

M.R.D.-
21-5-48
C.4

Legal Department.

The draft notifications at pages 9-11 ante as amended are in order.

Sd/- J.R.D.
6-11

Additional Secretary to Government.

U.O. to R.D., No. 10448 ,dated the 8th November 1948.

H.R.D.-
21-5-96
C.A

NOTIFICATION.

REVENUE DEPARTMENT.

BOMBAY CASTLE, 1948.

Indian Registration Act, 1908.

No. 8287/45(a):- In exercise of the powers conferred by ss Section 5 of the Indian Registration Act, 1908 (XVI of 1908), the Government of Bombay is pleased with effect from 1st December 1948, to amend Government Notification, Revenue Depatment No. No. 1940/24, dated the 1st November 1940, as follows namely:-

In the Second Schedule annexed to the said notification, against the entry Ahmedabad district -

(a) in column # 3 thereof, in the entry against the sub-district of Viramgam the words "and Sanand Mahal" shall be deleted;

(b) in ele column 2 thereof, -

(i) after the entry "Viramgam", the new entry "Sanand" shall be inserted; and

(ii) in column 3 thereof, against the new entry "Sanand" so inserted, the following entry shall be inserted, namely:-

"Co-extensive with the Revenue Mahal of Sanand".

Indian Registration Act, 1908.

No. 8287/45(b):- In exercise of the powers conferred by sub-section(1) of section 7 of the Indian Registration Act 1908(XVI of 1908), the Government of Bombay is pleased to establish, with effect from 1st December 1948, the office of the sub-Registrar at Sanand in the Registration sub-district of Sanand in the Ahmedabad district.

No. 8287/45(c):- The following amendment of Schedule A Bombay Registration Rules, 1946, published in Government Notification in the Revenue Department, No.2720/45, dated the 1st october 1946, made by the Inspector General of Registration for the Province of Bombay,.... in exercise of the powers conferred by selection 69 of the Indian Registration Act, 1908(XVI of 1908), in its application to the Province of Bombay, having been approved by the Government of Bombay, is published for general information, namely:-

In schedule A appended to the said rules, under the heading "Ahmedabad District" the entires relating to Sanand shall be deleted.

No. 8287/45(d):- In exercise of the powers conferred by sub-section(1) of section 70-C of the Indian Registration Act, 1908(XVI of 1908), in its application to the province of Bombay, the Government of Bombay is pleased to direct that with effect from 1st December 1948 in the sub-district of Sanand in the Ahmedabad district, copied of documents admitted to registration under the said Act, shall be made by means of photography. Indian Registration Act,1908.

By order of the Governor of Bombay,

Sd/- V.N. SARDESAI,
Secretary to Government.

To be published in part IV-A of the Bombay Government Gazette.

To be returned with 60 copied of the notification.

for Secretary to the Government of Bombay,
Revenue Department.

Sd/-
22-10-48.

M.R.D.
21-5-56
C.4

NOTIFICATION.

REVENUE DEPARTMENT.

BOMBAY CASTLE, L(6).

Indian Registration Act, 1908.

MB. 9922/39 (a).- In exercise of the powers conferred by sectio 5 of the Indian Registration Act, 1908(XVI of 1908), the Government of Bombay is pleased, with effect from 1st January 1940, to amend Government Notification in the Revenue Department, No.1040/24, dated the 1st November 1940 ,as follows, namely:-

In the Second Schedule annexed to the said Notification, - against the Kolaba district -

(a) in column 2 thereof the entry "Khalapur" and in column 3 thereof the words "Conte- Coextensive with the Revenue taluka of Khalapur" shall be deleted; and

(b) in column 3 of thereof against the sub-district of Karjat "Coextensive with the Revenue Talukas of Karjat", the words "Coextensive with the Revenue Talukas of Karjat and Khalapur" shall be substituted.

By order of the Governor of Bombay,

Sd/- V.N. SARDESAI,
Secretary to Government
Sd/-
29-10

To be published in part IV-A of the Bombay Government Gazette. To be returned with 60 copies of the Notification.

for secretary to the Government of Bombay
Revenue Department,
Sd/-
29-10

M.R.D.
21-5-56
C.4

NOTIFICATION.

REVENUE DEPARTMENT

BOMBAY CASTLE, 1948.

Indian Registration Act, 1908.

No. 9922/39(b).- In exercise of the powers conferred by sub-section(1) of section 7 of the Indian Registration Act, 1908(XVI of 1908), the Government of Bombay is pleased to cancel Government Notification in the Revenue Department., No.9922/39(L),dated the 3rd July 1945, with effect from 1st January 1949.

By order of the Governor of Bombay,

Sd/-W.N. SARDESAI,
Secretary to the Government of Bombay,
Revenue Department.
Sd/-
29-10

To be published in part IV-A of Bombay Government Gazette.

To be returned with 60 copies of the Notification.

for secretary to the Government,
Revenue Department.

Sd/-
29-10

M.R.D.
21-5-56
C.4

NOTIFICATION.

Revenue Department,

Bombay Castle, 1948.

Indian Registration Act, 1908.

No. .- The following amendment to the Bombay Registration Rules, 1946, made by the Inspector General of Registration for the Province of Bombay, in exercise of the powers conferred upon him by section 69 of the Indian Registration Act, 1908(XVI of 1908), in its application to the Province of Bombay, having been approved by the Government of Bombay, is hereby published for general information, namely:-

In schedule 'A' appended to the said rules, under the heading 'Kolaba District', the following new entry shall be added namely:-

"Karjat ...	Khalapur	From the second Monday to the following Saturday, both days inclusive, in each of the months of February, April and June."

By order of the Governor of Bombay,

Secretary to Government.

N.R.D.-
21-3-56
C.4

Legal Department.

The draft notifications at pages 121-123 ante as amended are in order. A revised draft notification in place of the draft at page 125 ante is sent herewith.

Sd/-. J.R.D.
9-12

Additional Secretary to Government.

U.R. to R.D., No. 11693 dated the 9th December 1948/

H.K.D.
21-5-96
C.A